

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Berez et al.

Application No.: 10/724,010

Group No.: 3733

Filed: November 25, 2003

Examiner: Philogene, Pedro

For: Patient Selectable Joint Arthroplasty Devices and Surgical Tools Facilitating Increased Accuracy, Speed and Simplicity in Performing Total and Partial Joint Arthroplasty

**Attn: Mail Stop Petitions - 313(c)**

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

**PETITION UNDER (37 C.F.R. § 1.313(c))  
WITHDRAWAL FROM ISSUE—ISSUE FEE PAID**

1. Applicant petitions that the above identified application be withdrawn from issue. The issue fee was paid on March 20, 2007.
2. Reason for withdrawal from issue:  
  
Applicant seeks withdrawal from issue of this application for consideration of the Request for Continued Examination filed herewith.
3. Enclosures:  
  
Enclosed is a Request for Continued Examination and an Information Disclosure Statement.
4. Petition fee (37 CFR § 1.17(i)):  
  
Charge Account 19-4972, \$130.00.

Date: October 23, 2007

/Alexander J. Smolenski, Jr., #47,953/

Alexander J. Smolenski, Jr.

Registration No. 47,953

BROMBERG & SUNSTEIN LLP

125 Summer Street

Boston, MA 02110-1618

617-443-9292

Customer No. 002101

02960/00116 761428.1